



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/797,284	03/10/2004	David Kirchhoff	03968-P0001C	2939
24126 7590 09/29/2010 ST. ONGE STEWARD JOHNSTON & REENS, LLC 986 BEDFORD STREET STAMFORD, CT 06905-5619				
EXAMINER RIVIERE, HEIDI M				
ART UNIT		PAPER NUMBER		
3689				
MAIL DATE		DELIVERY MODE		
09/29/2010		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte DAVID KIRCHHOFF, LISA CONNELLY,
ANNA CROOK, SHEILA KELLY, KAREN MILLER-KOVACH,
AMIE PERL, PALMA POSILICO, THILO SEMMELBAUER,
and AMY SHEPPARD

Appeal 2010-012424
Application 10/797,284
Technology Center 3600

Before STEVEN J. BARTLETT, *Support Division 2 Manager*.

ORDER REMANDING APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on September 27, 2010. A Docketing Notice was mailed on September 28, 2010. Upon review of the application, it has been determined that a remand to the Examiner is necessary to consider the following issues and to take necessary corrective action.

REQUEST TO REOPEN PROSECUTION

Appellants filed a Request to Reopen Prosecution on August 23, 2010. There is no indication on the record that the Examiner has considered the above Request to Reopen Prosecution.

Accordingly, it is ordered that the application is remanded to the Examiner:

- 1) to Reopen Prosecution; and
- 2) for further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

babc

ST. ONGE STEWARD JOHNSTON & REENS, LLC
986 BEDFORD STREET
STAMFORD, CT 06905-5619